

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

CRIMINAL NO. CR-10-20403-NGE

D-1 KWAME M. KILPATRICK,  
D-2 BOBBY W. FERGUSON,  
D-3 BERNARD N. KILAPTRICK,  
and  
D-4 VICTOR M. MERCADO,

HON. NANCY G. EDMUNDS

**UNDER SEAL**

Defendants.

\_\_\_\_\_ /

**JUROR QUESTIONNAIRE**

**General Instructions:**

This questionnaire is designed to obtain information about your background as it is related to your service as a juror in this case. Its use will substantially shorten the jury selection process. The purpose of these questions is to determine whether potential jurors can be fair to both sides and decide this case based upon the evidence presented at trial and the instructions on the law given by the presiding judge. The questions are not intended to unnecessarily inquire into personal matters. All information contained in this questionnaire will be kept confidential and under seal.

You are sworn to give true and complete answers and those answers will be available only to the court and the parties in this case. The questionnaires belong to the court and all copies will be returned to the court. You are instructed not to discuss this case or the questionnaire with anyone, including your family and fellow jurors and members of the media.

**CONFIDENTIAL**

Please answer each question as fully and completely as possible. Your complete candor and honesty is necessary so that both the prosecution and the defense will have the opportunity to select a jury that can be fair to both sides.

You must answer all the questions to the best of your ability. DO NOT LEAVE ANY QUESTION BLANK. It is important that the answers be yours alone. If you need more space for your responses or wish to make further comments regarding any of your answers, please use the Explanation Sheet at the end of the questionnaire. Put the number of the question you are answering on the Explanation Sheet before you write your response or comment. Please do not write on the back of any sheet.

Please keep in mind that there are no “right” or “wrong” answers, only complete and incomplete answers. Remember, *you are sworn to give true and complete answers to all questions.*

Unless the question states otherwise, the fact that a particular question is asked does not imply that the subject matter of the question is an issue in this case. As you read the questions, you are not to draw any inferences about the issues which must be decided in this case. **PLEASE PRINT OR WRITE LEGIBLY, and be sure to put your juror number on each page. When you have finished answering the Questionnaire, you must sign with your name. In that signature page you are affirming the accuracy of your answers. That page will be removed by court staff and will not be shown to any party.**

The trial is expected to be lengthy. The hours of the trial will typically be 9:00 a.m. to 1:00 p.m., Monday through Friday. Jurors will be paid an attendance fee of \$40 per day, and transportation costs will be reimbursed.

Jury service is one of the highest duties and privileges of a United States citizen. The participation of people like yourself is essential to the proper administration of justice. The Court recognizes that not everyone can serve on a case of this length. However, mere inconvenience or the usual financial hardships of jury service will not be enough to excuse you from service. You must show that service as a juror in this case would cause an unacceptable personal hardship. With this in mind, please answer the following questions.

**Personal Background**

Juror's Number: \_\_\_\_\_

1. Gender: \_\_\_\_\_
2. Age: \_\_\_\_\_
3. Place of Birth: \_\_\_\_\_
4. What is your racial/ethnic background?  
\_\_\_\_\_ White/Caucasian, not Hispanic  
\_\_\_\_\_ Black/African-American, not Hispanic  
\_\_\_\_\_ Hispanic/Latino  
\_\_\_\_\_ Asian or South Asian  
\_\_\_\_\_ American Indian or Native American  
\_\_\_\_\_ Other \_\_\_\_\_  
(please specify)
5. In what city, or county do you currently live?  
\_\_\_\_\_
6. Length of time at current address: \_\_\_\_\_
7. How long have you lived in Southeastern Michigan? \_\_\_\_\_
8. If you have lived less than five years at your current address, indicate other areas where you have lived before:  
\_\_\_\_\_
9. If you do not currently live in the City of Detroit:  
a. Have you ever lived in Detroit? Yes \_\_\_\_\_ No \_\_\_\_\_  
b. Do you come to Detroit for other reasons? Yes \_\_\_\_\_ No \_\_\_\_\_  
If you answered yes to either question, above, please explain, including when and how often.  
\_\_\_\_\_  
\_\_\_\_\_
10. Describe the neighborhood(s) in which you have lived before the age of 18, including the ethnic makeup of the neighborhood(s):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**CONFIDENTIAL Questionnaire****Juror Number:** \_\_\_\_\_

11. Do you ☐ own a home or condo, ☐ rent a home, ☐ rent an apartment, ☐ live with family/relatives, ☐ live with friends, ☐ other? \_\_\_\_\_

12. What is your current marital/domestic status? (Check all that apply.)

<input type="checkbox"/> Single/never married	<input type="checkbox"/> Divorced
<input type="checkbox"/> Married ____ years	<input type="checkbox"/> Divorced and remarried
	[# of marriages ____]
<input type="checkbox"/> Domestic partner	<input type="checkbox"/> Widowed
<input type="checkbox"/> Separated	<input type="checkbox"/> Live with others

13. If you have children or stepchildren, please list them:

	<u>Sex</u>	<u>Age</u>	<u>Live with you?</u>	<u>Education Level</u>	<u>Occupation (if any)</u>
a.					
b.					
c.					
d.					

14. Do you read, speak, write, and understand English?

☐ Yes, without difficulty    ☐ Yes, with difficulty    ☐ No

15. Check the highest level of education for you and your spouse or domestic partner:

	<u>You</u>	<u>Spouse/domestic partner</u>
(a) Grade school or less	_____	_____
(b) Some high school	_____	_____
(c) High school graduate	_____	_____
(d) Technical or business school	_____	_____
(e) Some college	_____	_____
(f) College degree	_____	_____
(g) Graduate work or degree	_____	_____

16. If you attended school after high school, including any trade or vocational schools, please list your areas of study and any certificates or degrees you have received:

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17. What is your job status? (Check all that apply.)

<input type="checkbox"/> Work full-time outside the home	<input type="checkbox"/> Student
<input type="checkbox"/> Work part-time outside the home	<input type="checkbox"/> Retired
<input type="checkbox"/> Full-time homemaker	<input type="checkbox"/> Disabled
<input type="checkbox"/> Homemaker with part-time employment	<input type="checkbox"/> Other (please explain):
<input type="checkbox"/> Unemployed	_____

18. If you are a student, what type of school do you go to (undergraduate, graduate, technical, vocational, business)? \_\_\_\_\_  
What is your main area of study? \_\_\_\_\_
19. Without giving your place of employment, please tell us your current occupation and the city where you work. \_\_\_\_\_  
\_\_\_\_\_
20. Check the following category that best describes your employer:  
       \_\_\_\_\_ Federal government agency                      \_\_\_\_\_ Private, for-profit organization  
       \_\_\_\_\_ State government agency                        \_\_\_\_\_ Private, not-for-profit organization  
       \_\_\_\_\_ County government agency                     \_\_\_\_\_ Self employed  
       \_\_\_\_\_ City government agency                        \_\_\_\_\_ Other: \_\_\_\_\_
21. Describe what you do at work: \_\_\_\_\_  
       \_\_\_\_\_
- How long have you held this job? \_\_\_\_\_
22. Have you, your relatives or anyone close to you ever worked for or applied for work with a federal, state or local government agency or department?  
 Yes \_\_\_\_\_ No \_\_\_\_\_  
 If yes, please describe who, the agency, the job title and dates of employment:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
23. Please list all prior occupations or jobs you have had:
- | <u>Occupation</u> | <u>Length of Employment</u> |
|-------------------|-----------------------------|
| _____             | _____                       |
| _____             | _____                       |
| _____             | _____                       |
24. Have you been laid off, terminated, or demoted from any job in the last 5 years?  
 Yes \_\_\_\_\_ No \_\_\_\_\_  
 If yes, please describe:  
 \_\_\_\_\_  
 \_\_\_\_\_
25. Have any of your jobs involved supervising, hiring or firing others?  
 Yes \_\_\_\_\_ No \_\_\_\_\_  
 If yes, how many years have you been a supervisor and how many people have you supervised at any one time?  
 \_\_\_\_\_  
 \_\_\_\_\_

**CONFIDENTIAL Questionnaire****Juror Number:** \_\_\_\_\_

26. What is your spouse/domestic partner's occupational status? (Check all that apply.)

<input type="checkbox"/> Work full-time outside the home	<input type="checkbox"/> Student
<input type="checkbox"/> Work part-time outside the home	<input type="checkbox"/> Retired
<input type="checkbox"/> Full-time homemaker	<input type="checkbox"/> Disabled
<input type="checkbox"/> Homemaker with part-time employment	<input type="checkbox"/> Other: _____
<input type="checkbox"/> Unemployed	_____

27. Check the following category that best describes your spouse or domestic partner's employer:

<input type="checkbox"/> Federal government agency	<input type="checkbox"/> Private, for profit organization
<input type="checkbox"/> State government agency	<input type="checkbox"/> Private, not-for-profit organization
<input type="checkbox"/> County government agency	<input type="checkbox"/> Self employed
<input type="checkbox"/> City government agency	<input type="checkbox"/> Other: _____

28. Without giving the place of work, what is your spouse or domestic partner's current occupation or job title?

\_\_\_\_\_  
\_\_\_\_\_

29. If your spouse/partner attended school after high school, including any trade or vocational schools, please list the areas of study and any certificates or degrees they received:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

30. If there are any additional adults living in your household, please describe the type of work they do, if any:

\_\_\_\_\_  
\_\_\_\_\_

31. Have you or your spouse/domestic partner, or anyone close to you ever owned a business?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain.

\_\_\_\_\_  
\_\_\_\_\_

32. Have you or your spouse/domestic partner ever served in the armed forces, including the reserves, National Guard, Merchant Marine or ROTC?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please describe who served, which branch, highest rank reached, dates and location of service and type of discharge.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

33. Which of the following best describes the way you most prefer to work?
- a. \_\_\_\_\_ I like to lead a group of others;
  - b. \_\_\_\_\_ I like to work on my own;
  - c. \_\_\_\_\_ I like to work with a group where there is no single leader;
  - d. \_\_\_\_\_ I like to work in a group with another person leading me.
34. Have you ever worked with any city, state, or federal government as part of your job?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please describe, including whether you have had any problems: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
35. Have you or anyone close to you ever worked for the City of Detroit, including any of its departments or related entities, including: Detroit Water and Sewerage Dept.; Cobo Hall Civic Center; Dept. of Buildings & Safety Engineering; Detroit Building Authority; Detroit Economic Growth Corporation; the Detroit Pension Funds, or the Detroit Police Dept.?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
36. Have you ever worked with a company or business that bid for contracts or subcontracts from a local, state or federal government?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please describe: \_\_\_\_\_  
\_\_\_\_\_
37. Have you or anyone close to you ever worked or been involved in construction, building, utilities, or public works projects in any way?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
38. Do you or any close friends or relatives have any experience, training, or knowledge in accounting, bookkeeping, or taxes?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain: \_\_\_\_\_

**Organizational Affiliations, Hobbies and Spare Time Activities**

39. Please list any organizations, clubs, or associations to which you or your spouse/domestic partner have belonged or participated. (Include any civic, social, religious, charitable, volunteer, political, sporting, professional, business, union, fraternal and recreational groups, for example, Rotary Club, Knights of Columbus, American Civil Liberties Union, National Rifle Association, League of Women Voters, etc.):  
Self: \_\_\_\_\_  
Spouse/domestic partner: \_\_\_\_\_
40. Have you or your spouse/domestic partner ever held any office or been in a leadership position of the organizations you listed?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please list: \_\_\_\_\_
41. Have you ever worked for or been involved with any minority-owned businesses?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please list: \_\_\_\_\_
42. Do you believe that minority owned businesses do not get enough opportunity to compete for private or public sector jobs?  
Please explain: \_\_\_\_\_
43. Have you or a close friend or relative ever run for, been elected to, or been appointed to, public office, or worked in the office of any elected or appointed public official at the federal, state or local level?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please describe: \_\_\_\_\_
44. Have you or a close friend or relative ever worked as a lobbyist or consultant to a company doing business with a governmental entity?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please describe: \_\_\_\_\_



45. Have you ever volunteered or worked for, or donated to, a political campaign or cause, or attended a political rally or fundraiser?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
46. How closely do you follow state and local politics? (Choose one)  
\_\_\_\_\_ Very closely  
\_\_\_\_\_ Somewhat closely  
\_\_\_\_\_ Not very closely  
\_\_\_\_\_ Not at all
47. How interested are you in politics? (Choose one)  
\_\_\_\_\_ Very interested  
\_\_\_\_\_ Somewhat interested  
\_\_\_\_\_ Not very interested  
\_\_\_\_\_ Not at all interested
48. Have you ever been a member of a labor union?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, list which union(s), and time frame during which you were a member: \_\_\_\_\_  
\_\_\_\_\_
49. List any organizations to which you have donated money in the past 5 years: \_\_\_\_\_  
\_\_\_\_\_
50. Do you or your spouse or partner have bumper stickers on your car?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, what do they say? \_\_\_\_\_  
\_\_\_\_\_
51. Do you enjoy playing “devil’s advocate” or presenting opposing positions when arguing or debating?  
Yes \_\_\_\_\_ No \_\_\_\_\_
52. Do you find it difficult to change your mind, or let go of a previously held position?  
Yes \_\_\_\_\_ No \_\_\_\_\_
53. What is your preferred way of making important decisions?  
Please describe: \_\_\_\_\_  
\_\_\_\_\_

**Contact and Experiences with Crime, Courts, Legal System, and Law Enforcement**

54. Have you, or has any member of your family or close friend or relative, ever been the victim of or witness to a crime, whether or not that crime was reported to the police?  
Yes \_\_\_\_\_ No \_\_\_\_\_

- (a) If no, go to the next numbered question. If yes, please provide the following information for each person and incident:

<u>Relationship</u> <u>(Self, sibling,</u> <u>etc.)</u>	<u>Type of</u> <u>Crime</u>	<u>Victim or</u> <u>Witness</u>	<u>Reported</u> <u>to Police?</u>	<u>Was</u> <u>anyone</u> <u>Caught?</u>	<u>Outcome</u> <u>of Case</u>

- (b) How have these incidents affected your attitude towards persons charged with a crime?

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- (c) How do you feel the police or law enforcement authorities handled these situations? \_\_\_\_\_

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55. Have you, or has any member of your family or close friend, ever been questioned about, accused of, investigated for, arrested for or charged with a crime, (other than a minor traffic offense)?

Yes \_\_\_\_\_ No \_\_\_\_\_

- (a) If yes, please provide the following:

<u>Relationship of person</u> <u>charged (Self, Sister, etc.)</u>	<u>Crime(s) charged</u>	<u>Case Outcome</u>

- (b) If yes, please provide a brief description of the alleged crime(s) and the events leading up to the accusation, arrest or charge: \_\_\_\_\_

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- (c) How did you feel about that experience? \_\_\_\_\_

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56. Have you ever had to appear in court, or in any legal proceeding, as a plaintiff, defendant, victim, or witness for any reason other than that explained above?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please state when and explain why you appeared in court: \_\_\_\_\_

57. Have you, or any member of your family, ever had a tax return audited by the IRS or by a state or local taxing authority?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

58. Have you, your spouse/domestic partner, or any member of your family or a close friend, been involved in a claim, dispute, lawsuit, or legal proceeding with any federal, state, or local government agency?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

59. Have you ever served as a juror at a trial before?

Yes \_\_\_\_\_ No \_\_\_\_\_

(a) If yes, please complete the following for each trial on which you served as a juror:

When did you serve?	In what court?	Criminal or Civil?	Charges/ Allegations?	What verdict did the jury reach?
1.				
2.				
3.				

(b) Have you ever served as a jury foreperson?

Yes \_\_\_\_\_ No \_\_\_\_\_

(c) Was there anything about your jury experience that left you disappointed or dissatisfied with our justice system?

Yes \_\_\_\_\_ No \_\_\_\_\_

Please explain: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

- (d) Was there anything about your experience as a juror that would make you not want to serve again?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
Please explain: \_\_\_\_\_
- (e) In general, how much did you participate in that jury's discussion?  
\_\_\_ Less than other jurors \_\_\_ About the same \_\_\_ More than other jurors
- (f) Did the judge or the lawyers speak with you after the case concluded?  
Yes \_\_\_\_\_ No \_\_\_\_\_
- (g) Have you served on a grand jury?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please state where and when and whether or not you were the grand jury foreperson: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- (h) What was your opinion of the grand jury process?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
60. The prosecution will call witnesses in this case who have received, or hope to receive, benefits from the government, such as a lower prison sentence or protection from prosecution, in exchange for their cooperation and testimony at trial. How with that affect your view of their testimony?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
61. The court will instruct you that when you evaluate the testimony of law enforcement officers, you should evaluate them by the same standards as other witnesses, and that they are not to be given more or less credibility because of their position. Is there any reason why you cannot follow this instruction?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If Yes, Please explain: \_\_\_\_\_  
\_\_\_\_\_
62. The government's evidence in this case includes court approved wiretaps of phone conversations between parties unaware of the recordings, as well as hidden devices placed on persons cooperating with the government in order to secretly record conversations with others. What is your opinion of the use of these techniques?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

63. It is the government who chooses who to charge and who not to charge. Would you be more skeptical of the government's case if they did not prosecute everyone involved in an alleged crime?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
Please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
64. Do you believe that the prosecution of elected officials tends to be politically motivated?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
Please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
65. Do you think that there are cases in which innocent people are convicted of crimes they did not commit?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
If yes, do you think race plays a part?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
Please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
66. Do you think minorities are generally treated unfairly by the government?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
67. What role, if any, do you think race plays in the criminal justice system?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
68. Do you think African-American defendants are punished more harshly than white defendants in the criminal justice system?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
69. Do you think African-American defendants are less likely to be offered a plea deal than white defendants?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

70. Are there any racial or ethnic groups you do not feel comfortable being around?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
71. Do you believe that African Americans are more likely to commit crimes than whites?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, why do you believe that to be true? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
72. Have you personally observed any minorities who were treated unfairly by the police, law enforcement, government, or prosecutorial agencies?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
Please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
73. Do you believe the federal government focuses unfairly on investigating and prosecuting City of Detroit public officials rather than officials from other cities?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain why you think this is: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
74. Do you believe the federal government focuses unfairly on investigating and prosecuting African-American public officials rather than officials of other races?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
75. Do you think minority politicians have a harder time succeeding in politics?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
76. What do you think of the current state of racial relations in the United States?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Media Consumption**

77. What is your MAIN source of news?  
\_\_\_\_ Television  
\_\_\_\_ Radio  
\_\_\_\_ Newspaper  
\_\_\_\_ Internet  
\_\_\_\_ Family/Friends  
\_\_\_\_ I don't follow the news
78. How often do you check, follow, or read the news from any source?  
\_\_\_\_ Multiple times a day  
\_\_\_\_ Once a day  
\_\_\_\_ Several times a week  
\_\_\_\_ Once or twice a week  
\_\_\_\_ Less than once a week  
\_\_\_\_ Almost never
79. Have you or your spouse or partner ever written a letter to the editor of a newspaper, called a radio station, commented online to an article, blogged, or tweeted about a political or governmental issue?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please describe: \_\_\_\_\_  
\_\_\_\_\_
80. Do you regularly send text messages, IM's or Tweets to people?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, approximately how many do you send a day? \_\_\_\_\_
81. Do you regularly blog or post your thoughts and opinions on the internet?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, what sites do you regularly post on? \_\_\_\_\_  
\_\_\_\_\_
82. Do you follow (or have you followed) any criminal trials in the news?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, which trials? \_\_\_\_\_  
\_\_\_\_\_
83. What TV programs do you or your spouse/domestic partner watch involving law enforcement, the law or the courts?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

84. If you watch TV news programs or listen to talk radio, please list the programs you watch or listen to:

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85. If you are chosen to be a juror, and while jury selection is in process, you are not permitted to read or listen to any media or Internet coverage of this case and related subjects while the case is pending. Will you be able to follow these restrictions in light of the fact that this trial will be lengthy?

Yes \_\_\_\_\_ No \_\_\_\_\_

If no, please explain: \_\_\_\_\_

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86. If you are chosen to be a juror, and while jury selection is in process, the Court will instruct you that you will not be able to blog, tweet, post on Facebook or other social networks, talk about, or otherwise communicate anything about this case while the case is pending. Is there any reason why you cannot follow this instruction?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

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87. This case has been followed closely by the media and the public. How do you think this will affect you if you were seated as a juror?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

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88. Do you think the media in Detroit has had a racial preference or bias in the way they have covered local stories in general?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

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89. Do you believe the news media has been unfair in covering African-American public officials?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

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**Knowledge About this Case**

The indictment in this case charges former City of Detroit Mayor Kwame Kilpatrick, his father Bernard Kilpatrick, contractor Bobby Ferguson, and Victor Mercado, the former head of the Detroit Water and Sewerage Dept.

90. Some of the defendants have received a great deal of publicity. Have you read or heard anything about these defendants or this case from the media, your friends, your relatives, or any other source?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, what have you read or heard: \_\_\_\_\_

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91. Do you think the media has been unfair to any of the defendants?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, which one(s) and please explain: \_\_\_\_\_

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92. Despite what you have read, heard, or seen in the media, will you be able to set aside this information and follow the evidence and the Judge's instructions in the case?

Yes \_\_\_\_\_ No \_\_\_\_\_

Please explain: \_\_\_\_\_

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93. Have you ever expressed an opinion as to any of the defendants' guilt or innocence?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, what opinion did you express? \_\_\_\_\_

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94. What is your opinion, if any, of former Detroit Mayor Kwame Kilpatrick? (include in your answer any opinion you may have as to whether Kwame Kilpatrick has helped or hurt the image of Detroit and the metro area)

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95. What is your opinion, if any, of defendant Bobby Ferguson?

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96. What is your opinion, if any, of defendant Bernard Kilpatrick (father of Kwame Kilpatrick)?  
\_\_\_\_\_  
\_\_\_\_\_
97. What is your opinion, if any, of defendant Victor Mercado (former director of the Detroit Water and Sewerage Department)?  
\_\_\_\_\_  
\_\_\_\_\_
98. Would you be able to put your feelings with regard to the defendants aside and not let them influence you in this case?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If no, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
99. Have you read or heard that Bobby Ferguson was charged in another matter?  
Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please answer the following questions:  
  
What have you read or heard? \_\_\_\_\_  
\_\_\_\_\_  
What do you think about the other case? \_\_\_\_\_  
\_\_\_\_\_  
Do you think that Bobby Ferguson likely committed wrongdoing in connection with that matter? \_\_\_\_\_  
\_\_\_\_\_  
How do you think your knowledge of the other matter will influence your duties as a juror in this case? \_\_\_\_\_  
\_\_\_\_\_  
Do you think the other case makes it more likely that Bobby Ferguson is guilty of any of the charges in this case? If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
100. What, if anything, have you read or heard about the relationships between defendants Kwame Kilpatrick, Bobby Ferguson, Bernard Kilpatrick and/or Victor Mercado?  
\_\_\_\_\_  
\_\_\_\_\_

101. Do you or anyone close to you know Kwame Kilpatrick, Bernard Kilpatrick, Bobby Ferguson, or Victor Mercado in any way?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_

102. Have you ever had contact with Kwame Kilpatrick, Bernard Kilpatrick, Bobby Ferguson, or Victor Mercado in any way?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_

103. Have you or anyone close to you attended any event where Kwame Kilpatrick participated or spoke publicly, or have you or anyone close to you given money to any non-profits, fundraisers or charities associated with Kwame Kilpatrick, including Kilpatrick for Mayor, the Kilpatrick Inaugural Committee, the Kilpatrick Civic Fund, the Next Vision Foundation or Generations PAC?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain, including providing the event/entity name and approximate amount and year of any donation: \_\_\_\_\_

\_\_\_\_\_

### **Criminal Trial Procedures**

104. Under our Constitution, the defendants are presumed to be innocent, and cannot be found guilty of any offense unless and until the government has proven each element of that offense beyond a reasonable doubt. Do you accept this principle and agree to apply it?

Yes \_\_\_\_\_ No \_\_\_\_\_

If no, please explain: \_\_\_\_\_

\_\_\_\_\_

105. The defendants are not required to testify or to present their side of the story to the jury at all. Under our Constitution, a defendant has the absolute right to remain silent, and the jury may not consider the fact that a defendant chooses not to testify as any evidence against him. A defendant's silence may not be held against him, and you may not consider it in your deliberations. If a defendant does not testify, can you follow the judge's instruction that a defendant's silence may not be held against him?

Yes \_\_\_\_\_ No \_\_\_\_\_

If no, please explain: \_\_\_\_\_

\_\_\_\_\_

106. There are two types of evidence that can be brought by the prosecution in a criminal case. **Direct** evidence is evidence that directly proves a fact, like a witness testifying that they personally saw the defendant commit a crime. **Circumstantial** evidence is evidence that infers a crime has been committed but is not a direct link between the defendant and a crime, like a witness testifying that they saw the defendant leave the scene of a crime shortly after a crime had been committed, but did not directly witness the defendant committing the crime itself.

Would you have trouble finding a defendant guilty in a case where ONLY circumstantial evidence was presented and you did not have direct evidence of the crime?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

107. Would you have trouble finding a defendant guilty in a case where there was more circumstantial evidence than direct evidence?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

108. Do you think you would generally disregard all circumstantial evidence and only focus on direct evidence?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

109. The jury must not consider the issue of punishment when deciding whether the defendants are guilty or not guilty. Can you remove the consideration of punishment from your decision as to whether each defendant is guilty or not guilty of the alleged crimes?

Yes \_\_\_\_\_ No \_\_\_\_\_

If no, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

110. Do you have any personal reason for wanting or not wanting to serve as a juror on this case?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_

111. Is there any reason why you could not be fair and impartial to the prosecution, the Federal Government/Department of Justice or to the defendants in this case?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

112. Can you think of any reason that would keep you from serving fairly and impartially as a juror in this case?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

113. Do you have any personal, religious, moral, philosophical, or other beliefs that would make it difficult for you to sit in judgment of another person, or that would prevent you from applying the law given to you by the Court to the evidence of the case?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

114. If you are selected to serve as a juror on this case, would you be concerned about reactions to your verdict by anyone, including friends, family members, neighbors, acquaintances, or coworkers?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

115. Do you have any health condition (such as inability to see, hear, concentrate or sit for extended periods) that would make it difficult for you to serve as a juror?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

116. Are you currently taking any medication or using alcohol or drugs (including illegal drugs) which may prevent you from giving your full attention to the case?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

117. Do you presently, or have you in the past five years, had a mental or psychiatric condition (including mood disorders or addictions) for which you required treatment or medication?  
Yes \_\_\_\_\_ No \_\_\_\_\_ Unsure \_\_\_\_\_

Please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

118. Do you have any personal, professional, or financial obligations that would prevent you from giving your full attention, or prevent you from being in court, during this trial?  
Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

119. The following persons will play a role in this trial:
- a. The judge presiding in this case is Nancy G. Edmunds.
  - b. The government in this case is represented by Michael Bullotta, Mark Chutkow, Eric Doeh, Jennifer Blackwell and Linda Aouate of the U.S. Attorney's Office.
  - c. The defendants are represented by one or more of the following attorneys:  
James Thomas, Michael Naughton, Regina Triplett, Gerald Evelyn, Michael Rataj, Susan Van Dusen, John Shea, Martin Crandall and John Minock.

Do you know or have you had any contact, whether social or professional, with these persons or any members of their offices?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please give details: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

120. Did you know or did you recognize anyone on this jury panel, or anyone else in this courtroom, before reporting for jury service today?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, who do you know and how do you know them? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

121. Is there anything else not covered by this questionnaire that you think the Court or the lawyers should know about you that may affect your jury service in this case, or that may influence your ability to fairly and impartially judge the evidence in this case and to apply the law as instructed by the Court?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

122. Is there anything that you think would be relevant to this case or your service as a juror that you did not include on this questionnaire and would prefer to discuss privately?

Yes \_\_\_\_\_ No \_\_\_\_\_

## EXPLANATION SHEET

[illegible]

[illegible]



**AFFIRMATION**

I, \_\_\_\_\_, hereby declare under penalty of perjury that the foregoing answers set forth in this Jury Questionnaire are true and correct to the best of my knowledge and belief. I have not discussed my answers with others or received assistance in completing the questionnaire. I have answered all of the above questions in this Jury Questionnaire myself.

Executed in the Eastern District of Michigan, on this \_\_\_\_ day of September, 2012

Signature

\_\_\_\_\_